

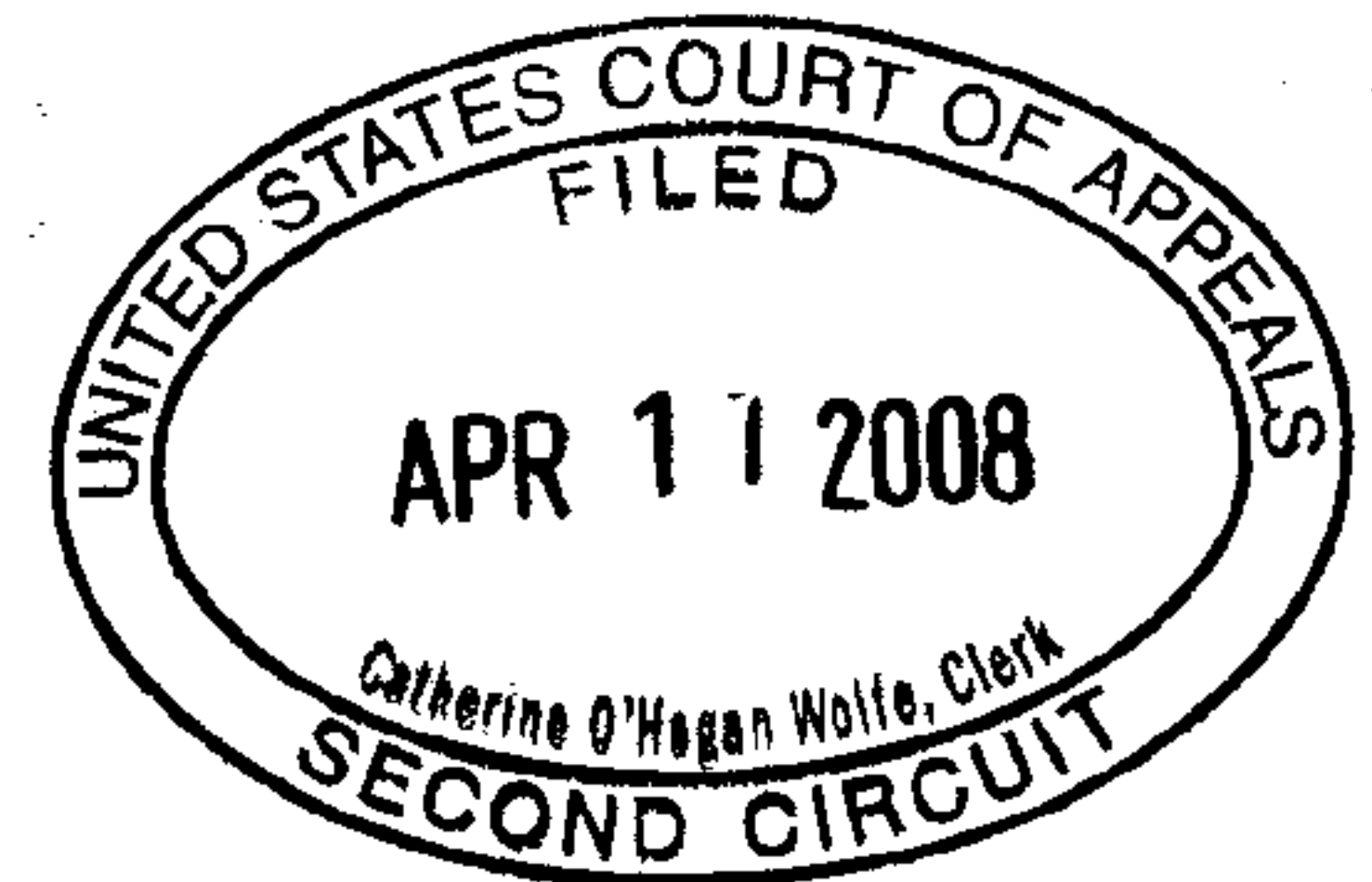
S.D.N.Y.-New York
07-cv-11535
Wood, C. J.

United States Court of Appeals
FOR THE
SECOND CIRCUIT

At a stated term of the United States Court of Appeals for the Second Circuit, held at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, in the City of New York, on the 11th day of April, two thousand eight,

Present:

Hon. José A. Cabranes,
Hon. Sonia Sotomayor,
Hon. Richard C. Wesley,
Circuit Judges.



Daniel O'Dell,

Plaintiff-Appellant,

v.

08-0262-cv

Metal Management, Inc., United
States Government,

Defendants-Appellees.

Appellant, *pro se*, moves for leave to proceed *in forma pauperis* and for the "inclusion of evidence list of co-conspirators." Upon due consideration, it is hereby ORDERED that the motions are DENIED and the appeal is DISMISSED because it lacks an arguable basis in law or fact. See *Neitzke v. Williams*, 490 U.S. 319, 325 (1989); 28 U.S.C. § 1915(e).

FOR THE COURT:
Catherine O'Hagan Wolfe, Clerk

By: 

Catherine

by 

SAO-LB

ISSUED AS MANDATE: 06/02/08